

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

10/735,144 12/12/ 27268 7590 BAKER & DANIELS L	11/20/2006	Michael J. Shebek	APC-P0002	1570
	11/20/2006			
DAVED & DANIELS I	11.20.2000		EXAMINER	
300 NORTH MERIDIAN S SUITE 2700	STREET		ART UNIT	PAPER NUMBER

DATE MAILED: 11/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)		
Notification of Non-Compliant Appeal Brief	10/735,144	SHEBEK, MICH	SHEBEK, MICHAEL J.	
(37 CFR 41.37)	Examiner	Art Unit	T	
	Robert M. Fetsuga	3751		
The MAILING DATE of this communication ap	pears on the cover sheet w	vith the correspondence	address	
The Appeal Brief filed on <u>03 October 2006</u> is defective	for failure to comply with	one or more provisions	of 37 CFR 41.37.	
To avoid dismissal of the appeal, applicant must file ar 1205.03) within ONE MONTH or THIRTY DAYS from EXTENSIONS OF THIS TIME PERIOD MAY BE GRA	the mailing date of this No	otification, whichever is		
1. A The brief does not contain the items required the heading or in the proper order.	under 37 CFR 41.37(c), or	r the items are not unde	er the proper	
2. The brief does not contain a statement of the scanceled), or does not identify the appealed contains a statement of the scanceled.			rawn, objected to,	
3. At least one amendment has been filed subse statement of the status of each such amendment			t contain a	
4. (a) The brief does not contain a concise expla claims involved in the appeal, referring to the solution by reference characters; and/or (b) the brief fa appeal and for each dependent claim argued 35 U.S.C. 112, sixth paragraph, and/or (2) set as corresponding to each claimed function with the drawings, if any, by reference characters (	specification by page and ills to: (1) identify, for each separately, every means particular forth the structure, materi h reference to the specific	line number and to the n independent claim involus function and step p lal, or acts described in	drawings, if any, olved in the lus function under the specification	
5. The brief does not contain a concise statement 41.37(c)(1)(vi))	nt of each ground of rejecti	ion presented for reviev	v (37 CFR	
6. The brief does not present an argument under 41.37(c)(1)(vii)).	a separate heading for eac	ch ground of rejection o	n appeal (37 CFR	
7. The brief does not contain a correct copy of the 41.37(c)(1)(viii)).	e appealed claims as an a	appendix thereto (37 Cl	FR	
8. The brief does not contain copies of the evide other evidence entered by the examiner and restatement setting forth where in the record that thereto (37 CFR 41.37(c)(1)(ix)).	elied upon by appellant	in the appeal, along w	rith a	
9. The brief does not contain copies of the decision identified in the Related Appeals and Interfere				

The heading for section "(5)" is improper. The substance of section "(5)" fails to reflect the claimed subject matter. The pertinent claim number(s) should be listed as well as the reference to the specification describing the features recited therein.

Robert M. Fetsuga Primary Examiner Art Unit: 3751

41.37(c)(1)(x)).

10. Other (including any explanation in support of the above items):